

Detailed Action

Response to Remarks/Arguments

1. The amendment filed 7/12/2007 under 37 CFR 1.111 has been entered. A Terminal Disclaimer has been submitted to overcome the obviousness-type double patenting rejection of Claims 19-23.

EXAMINER'S AMENDMENT

2. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.
3. Authorization for this examiner's amendment was given in a telephone interview with Donald R. Boys (Reg. No. 35,074) on July 16th, 2007
4. Claim 19, line 2, delete "choices".
5. Claim 19, line 2, and insert "type "after the word" media.
6. Claim 19, line 4, delete "Coupling", replace with "coupling"
7. Claim 19, line 6, delete "Monitoring", replace with "monitoring"
8. Claim 19, line 7, delete "Comparing", replace with "comparing"
9. Claim 19, line 4, delete "In", replace with "in"

already
applied
for
8/15/07

Allowable Subject Matter

6. The Examiner finds Claims 19 – 23 of the present application allowable.
7. The following is a statement of reasons for the indication of allowable subject matter: Pickering teaches a system and method for managing bandwidth on demand for Internet protocol messaging and claims priority to its parent Pickering et al (U.S. Patent 6,628,666), hereafter Pickering. Though other prior references teach of digital network telephony (DNT), for example, Barzegar (U.S. Patent 6,363,079), these classes of patents are more directed to teaching the mechanics of connecting data